HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE G.V.SEETHAPATHY

WRIT PETITION No. 8170 of 1996

Between:

M/s Gopathi Metal Products Pvt.Ltd. represented
by its Managing Director, Sri G.R.Ashok,
Hyderabad

…Petitioner

AND

The union of India, Ministry of Finance
Department of Economic Affaursm
New Delhi and others

…Respondents

Counsel for the petitioner: None

Counsel for Respondents: Sri A.Rajashekar Reddy,
Asst. Solicitor General.

Dated: 14-9-2006

ORDER:

Per G.S.Singhvi, CJ

In this petition, the petitioner has prayed for striking down Sections 18, 21 and 22 of the Recovery of Debt due to Bank and Financial Institutions, 1993 and for quashing notification dated 30-11-1994 issued by Government of India for establishment of Debts Recovery Tribunal at Bangalore for the State of Karnataka and Andhra Pradesh.

Sri A.Rajashekar Reddy, learned Assistant Solicitor General pointed out that the constitutionality of the 1993 Act has been upheld in **Union of India v. Delhi High Court Bar Association**[1].

In view of the aforementioned judgment of the Supreme Court, the writ petition is dismissed.

As a sequel to dismissal of the main writ petition, all the miscellaneous petitions filed by the petitioner are also dismissed.

G.S.SINGHVI, CJ

14th September, 2006

G.V.SEETHAPATHY, J

GRR

[1] (2002) 4 SCC 275